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Huntington, New York 11743  
(631) 549-4677

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
WAYNE BAKER,

Plaintiff,

- against -

**Civil Action No:**  
08-CV-06561 (SCR)(GAY)

**RULE 7.1 STATEMENT**

CITY OF NEW ROCHELLE; STATE OF NEW YORK;  
"JOHN DOE" Individually of New Rochelle City Police;  
SAFEWAY TOWING and COLLISION, CITY OF NEW  
ROCHELLE, TOWING COMPANY,

Defendants.  
-----X

Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for D&G AUTO REPAIR INC. d/b/a SAFEWAY COLLISION s/h/a SAFEWAY TOWING and COLLISION, and ELITE TOWING, INC. d/b/a SAFEWAY TOWING s/h/a CITY NEW ROCHELLE, TOWING COMPANY (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party which are publicly held.

Dated:           Huntington, New York  
                  August 28, 2008



\_\_\_\_\_  
CURTIS SOBEL (CS-0964)  
SOBEL & KELLY, P.C.  
Attorneys for Defendant(s)  
D&G AUTO REPAIR INC. d/b/a SAFEWAY  
COLLISION s/h/a SAFEWAY TOWING and  
COLLISION, and ELITE TOWING, INC. d/b/a  
SAFEWAY TOWING s/h/a CITY NEW  
ROCHELLE, TOWING COMPANY

464 New York Avenue, Suite 100  
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TO: WAYNE BAKER  
Plaintiff, Pro Se  
133 North 6th Avenue, 2nd Floor  
Mount Vernon, New York 10550

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKLER, LLP  
Attorneys for Defendants  
CITY OF NEW ROCHELLE and  
POLICE OFFICER DINA MORETTI  
3 Gannett Drive  
White Plains, New York 10604-3407

**DECLARATION OF SERVICE BY MAIL**

**08-CV-561(SCR)(GAY)**

STATE OF NEW YORK )

ss:

COUNTY OF SUFFOLK )

LUCY ANN DeSIMONE, hereby declares, pursuant to 28 U.S.C., Section 1746 and Local Civil Rule 1.10 of this Court, that I am not a party to the action; I am over 18 years of age and reside at Middle Island, New York 11953

On 08/28/2008, I served the within RULE 7.1 STATEMENT, by depositing a true copy of the same enclosed in a post-paid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York, addressed to each of the following persons at the last known address set forth after each name:

TO: WAYNE BAKER  
133 North 6th Avenue, 2nd Floor  
Mount Vernon, New York 10550

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKLER, LLP  
3 Gannett Drive  
White Plains, New York 10604-3407

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/28/2008

  
LUCY ANN DeSIMONE

CIVIL ACTION No.: 08-CV-0561(SCR)(GAY)  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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WAYNE BAKER,

Plaintiff(s),

-against-

CITY OF NEW ROCHELLE; STATE OF NEW YORK;  
POLICE OFFICER MORETTI, INDIVIDUALLY; CAPTAIN  
"JOHN DOE" Individually of New Rochelle City Police;  
SAFEWAY TOWING and COLLISION, CITY OF NEW  
ROCHELLE, TOWING COMPANY,

Defendant(s).

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***RULE 7.1 DISCLOSURE***

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Signature (Rule 130-1.1-a)



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CURTIS SOBEL (0964)

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SOBEL & KELLY, P.C.  
Attorneys for Defendants  
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TOWING and COLLISION, and ELITE TOWING, INC. d/b/a SAFEWAY  
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